



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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## FILING COMPLETION UNDER RULE 53(f)

( NOT PCT Applications)  
For Design, Provisional, or Utility ApplicationsPATENT  
APPLICATIONCOMPLETION Under  
Rule 53(f)In re PATENT APPLICATION of

Inventor(s): Randolph J. NOELLE et al

Appn. No.: 09 | 835,126 Atty.Dkt. P 0280602 | 1999-30-0522C1  
Series Code ↑ Serial No. ↑ M# Client Ref

Filed: April 16, 2001

Title: EX VIVO TREATMENT OF ALLOGENIC AND XENOGENIC DONOR T-CELLS CONTAINING  
COMPOSITIONS (BONE MARROW) USING Gp39 ANTAGONISTS AND USES THEREOF

Attn: Application Division

Hon. Commissioner of Patents  
Washington, DC 20231

Date: September 12, 2001

Sir:

The following completes the filing under Rule 53(f) of the above-identified patent application:

1. **Notice to File Missing Parts**  copy attached  not yet received  
2.  Signed Declaration attached.  Original  Facsimile/Copy

(Always "X" box 2 if filling signed Declaration and  
"X" box 2A only if top box of the Declaration is X'd and file application copy, or  
"X" box 2B only if none of the top three boxes of the Declaration is X'd.)

- 2A.  Attached: Original signed Declaration with attached specification (including claim(s)) which is a copy of specification and claim(s) originally filed to secure the above filing date.  
2B.  The original application as filed in the PTO on the above filing date is the application which each inventor executed by signing the attached Rule 63 Declaration.  
3.  Specification originally filed in non-English language; hence verified translation attached of:  
a.  Abstract  
b. #  pages of Specification(only spec. & claims)  
c.  Drawing(s) \_\_\_\_\_  
No of Sheets \_\_\_\_\_  
 Fig(s). \_\_\_\_\_

4.  Letter filing formal drawing attached.  
5.  Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

6. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

Application No.	Filing Date	Application No.	Filing Date
(1) 09/124,683	30 JULY 1998	(2)	
(3)		(4)	
(5)		(6)	

7. **FOREIGN** priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in \_\_\_\_\_

Application No.	Filing Date	Application No.	Filing Date
(1)		(2)	
(3)		(4)	
(5)		(6)	

9. \_\_\_\_\_ (No.) Certified copy (copies):  attached;  previously filed (date) filed on \_\_\_\_\_  
in U.S. Application No. /
10. Small Entity Status   is Not claimed  is claimed (file PAT-256 if this is the first claim of Small Entity Status)
11.  Attached:
12.  Preliminary Amendment:

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED**

			Large/Small Entity		Fee Code
13. Basic Filing Fee .....	Design Application Not Design Application		\$320/\$160 \$710/\$355	+0	106/26 101/201
14. Total Effective Claims	minus 20 =		x \$18/\$9	+0	103/203
15. Independent Claims	minus 3 =		x \$80/\$40	+0	102/202
16. If any proper multiple dependent claim (ignore improper) is present, (Leave this line blank if this is a reissue application)			\$270/\$135	+0	104/204
17. Surcharge for filing Declaration/filing fee late			\$130/\$65	+130	105/205
18.		FILING FEE ENCLOSED =	0		
19. Original due date: August 11, 2001*					
20. Petition is hereby made to extend the original due date to cover the date this response is filed for which the requisite fee is attached	(1 mo) (2mos) (3mos) (4mos)		\$110/\$55 = \$390/\$195 = \$890/\$445 = \$1390/\$695 =	+110	115/215 116/216 117/217 118/218
21. If "non-English" box 3 is X'd, add Rule 17(k) processing fee .....		\$130	+0		139
22. If "assignment" box 5 is X'd, add recording fee. ....		\$40	+0		581
23. Petition Fee for		\$130	+0		
24. *-Due to USPTO being closed on Sept. 11, 2001 because of National Emergency, document is being filed on Sept. 12, 2001.		TOTAL FEE ENCLOSED =	\$240		

Our Deposit Account No. 03-3975

Our Order No. 037003

C# 0280602 M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

Pillsbury Winthrop LLP  
Intellectual Property Group

1600 Tysons Boulevard

By Atty: Robin L. Teskin Reg. No. 35,030

McLean, VA 22102  
Tel: (703) 905-2000  
Atty/Sec: RLT/ngm

Sig: Robin L. Teskin Fax: (703) 905-2500  
Tel: (703) 905-2200

**NOTE: File in duplicate with PTO receipt (PAT-103A) and attachments**



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/835,126	04/16/2001	Randolph J. Noelle	P 0280602

CONFIRMATION NO. 4674

## FORMALITIES LETTER



\*OC000000006170047\*

Intellectual Property Group  
Pillsbury Winthrop LLP  
East Tower, Ninth Floor  
1100 New York Avenue, N.W.  
Washington, DC 20005-3918

Date Mailed: 06/11/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Randolph J. Noelle*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible ( see 37 CFR 1.84(o));

09/13/2001 EABUBAK1 00000104 09835126

02 FC:105

130.00 OP

*A copy of this notice MUST be returned with the reply.*

001-EABUBAK1-00000104-09835126

*Jewell*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE